

**TUESDAY, JANUARY 19, 2010**

**FIFTH EXTRAORDINARY DAY**

**CALL TO ORDER**

The Senate met at 1:00 p.m., and was called to order by Mr. Speaker Ramsey.

**PRAYER**

The proceedings were opened with prayer by Chaplain, Major Vincent A. Cummings, USAFR of the 482d Fighter Wing (AFRC) at Homestead Air Reserve Base, Florida, a guest of Senator Herron.

**PLEDGE OF ALLEGIANCE**

Senator Herron led the Senate in the Pledge of Allegiance to the Flag.

**ROLL CALL**

The roll call was taken with the following results:

Present . . . . . 32

Senators present were: Barnes, Beavers, Berke, Black, Bunch, Burchett, Burks, Crowe, Faulk, Finney, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--32.

**COMMUNICATION**

January 19, 2010

Lt. Governor Ron Ramsey  
Speaker of the Senate  
1 Legislative Plaza  
Nashville, TN 37243

Dear Lt. Governor Ramsey,

On Sunday morning, January 17, 2010, I was admitted into the hospital in Memphis, TN. As of this morning, my doctors advised me that I will be in the hospital for a brief stay. I request that I be excused from the Senate floor and committee meetings for the period of January 19th-21st, 2010. I do anticipate a healthy recovery this week and look forward to returning to the 106th Second Regular Session next week. If anything changes, I will be sure to let you know.

Sincerely,

/s/ Senator Ophelia Ford  
State Senator, District 29

APPROVED: Lieutenant Governor  
Ron Ramsey

**TUESDAY, JANUARY 19, 2010 -- 5TH EXTRAORDINARY DAY**

**MOTION**

Senator Norris moved, pursuant to Rule 33 and Article II, Section 18 of the Constitution of the State of Tennessee, that **Senate Bill No. 20** be passed on second consideration and be referred to the appropriate committee or held on the Clerk's desk, which motion prevailed.

**SENATE BILL ON SECOND CONSIDERATION**

The Speaker announced that the following bill passed second consideration and was referred to the appropriate committee or held on the Clerk's desk:

**Senate Bill No. 20** referred to the Committee on Education.

**MOTION**

Senator Norris moved, pursuant to Rule 21, **House Joint Resolutions Nos. 13 through 15** lie over and be referred to the appropriate committees or held on the Clerk's desk, which motion prevailed.

**RESOLUTIONS LYING OVER**

The Speaker announced that the following resolutions passed second consideration and were referred to the appropriate committees or held on the desk, pursuant to Rule 21:

**House Joint Resolution No. 13** -- Memorials, Retirement -- Sammy Snead.

The Speaker announced that he had referred House Joint Resolution No. 13 to the Committee on Calendar.

**House Joint Resolution No. 14** -- Memorials, Retirement -- Don Thornton.

The Speaker announced that he had referred House Joint Resolution No. 14 to the Committee on Calendar.

**House Joint Resolution No. 15** -- Memorials, Sports -- Columbia Central High School football.

The Speaker announced that he had referred House Joint Resolution No. 15 to the Committee on Calendar.

**MOTION**

Senator Norris moved that Rule 83(8) be suspended for the purpose of placing **Senate Bill No. 6** on the calendar for the Committee on Education for today, Tuesday, January 19, 2010, at 2:00 p.m., which motion prevailed.

**REPORT OF COMMITTEE ON CALENDAR  
CONSENT CALENDAR**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Tuesday, January 19, 2010: House Joint Resolutions Nos. 13, 14 and 15.

This the 19th day of January, 2010.  
MIKE FAULK, Chairperson.

**TUESDAY, JANUARY 19, 2010 -- 5TH EXTRAORDINARY DAY**

**MOTION**

Senator Faulk moved that Rule 19 and Rule 38 be suspended for the purpose of making and considering the Consent Calendar consisting of the following resolutions: **House Joint Resolutions Nos. 13, 14 and 15**, which motion prevailed.

**CONSENT CALENDAR**

**House Joint Resolution No. 13** -- Memorials, Retirement -- Sammy Snead.

**House Joint Resolution No. 14** -- Memorials, Retirement -- Don Thornton.

**House Joint Resolution No. 15** -- Memorials, Sports -- Columbia Central High School football.

Senator Faulk moved that all House Joint Resolutions be concurred in, which motion prevailed by the following vote:

Ayes .....	32
Noes .....	0

Senators voting aye were: Barnes, Beavers, Berke, Black, Bunch, Burchett, Burks, Crowe, Faulk, Finney, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--32.

A motion to reconsider was tabled.

**MOTION**

On motion of Senator Herron, his name was added as sponsor of **House Joint Resolution No. 14**.

On motion of Senator Ketron, his name was added as sponsor of **House Joint Resolution No. 15**.

**MESSAGE FROM THE HOUSE**

January 19, 2010

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 13, 14 and 15; for the signature of the Speaker.

BURNEY T. DURHAM,  
Chief Clerk.

**SIGNED**

January 19, 2010

The Speaker announced that he had signed the following: Senate Bill No. 1.

**TUESDAY, JANUARY 19, 2010 -- 5TH EXTRAORDINARY DAY**

**SIGNED**

January 19, 2010

The Speaker announced that he had signed the following: House Joint Resolutions Nos. 13, 14 and 15.

**MESSAGE FROM THE HOUSE**

January 19, 2010

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 1, signed by the Speaker.

BURNEY T. DURHAM,  
Chief Clerk.

**REPORT OF CHIEF ENGROSSING CLERK**

January 19, 2010

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: Senate Bill No. 1, for his action.

M. SCOTT SLOAN,  
Chief Engrossing Clerk.

**MESSAGE FROM THE GOVERNOR**

January 19, 2010

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Joint Resolution No. 1, with his approval.

STEVEN E. ELKINS,  
Counsel to the Governor.

**ADJOURNMENT**

Senator Norris moved the Senate adjourn until 8:30 a.m., Wednesday, January 20, 2010, which motion prevailed.